

lution, under the Seal of the Senate, be prepared for Dr. McCall as an expression of appreciation for Baylor University as it begins its 125th year of outstanding service to the State of Texas.

WATSON

Signed—Lieutenant Governor Ben Barnes, Aikin, Bates, Bernal, Berry, Blanchard, Bridges, Brooks, Christie, Cole, Connally, Creighton, Grover, Hall, Harrington, Harris, Hazlewood, Herring, Hightower, Jordan, Kennard, Mauzy, McKool, Moore, Patman, Ratliff, Schwartz, Snelson, Strong, Wilson and Word.

The resolution was read.

On motion of Senator Watson, and by unanimous consent, the names of the Lieutenant Governor and Senators were added to the resolution as signers thereof.

On motion of Senator Watson, and by unanimous consent, the resolution was considered immediately and was adopted by a rising vote of the Senate.

Memorial Resolutions

S. R. No. 68—By Senator Watson: Memorial resolution for Joe R. Thomas.

S. R. No. 74—By Senator Watson: Memorial resolution for Guy Street.

S. R. No. 75—By Senator Watson: Memorial resolution for Mrs. Dollie Ann Sheffield.

Welcome and Congratulatory Resolutions

S. R. No. 69—By Senator Herring: Extending commendation to Colonel Frank C. Malone on his service to his state and country.

S. R. No. 70—By Senator Watson: Extending welcome to Steve Capelle.

S. R. No. 71—By Senator Harrington: Extending welcome to James N. Johnson.

S. R. No. 72—By Senator Watson: Extending congratulations to James Ray Hawkins on his receipt of Distinguished Service Award from Waco Jaycees.

S. R. No. 73—By Senator Watson: Extending congratulations to Baylor University College Bowl Team.

Adjournment

On motion of Senator Aikin the Senate at 10:36 o'clock a.m. adjourned until 11:00 o'clock a.m. Monday, February 3, 1969.

APPENDIX

Sent to Governor

January 29, 1969

S. C. R. No. 5

S. C. R. No. 9

S. C. R. No. 10

ELEVENTH DAY

(Monday, February 3, 1969)

The Senate met at 11:00 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Herring
Bernal	Hightower
Berry	Jordan
Blanchard	Kennard
Bridges	Mauzy
Brooks	McKool
Christie	Moore
Cole	Patman
Connally	Ratliff
Creighton	Schwartz
Grover	Snelson
Hall	Strong
Harrington	Watson
Harris	Wilson
Hazlewood	Word

Absent—Excused

Bates

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of Thursday, January 30, 1969 was dispensed with and the Journal was approved.

Leave of Absence

Senator Bates was granted leave of absence for today on account of death in the family on motion of Senator Ratliff.

Message From the House

Hall of the House of Representatives
Austin, Texas,
February 3, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. C. R. No. 11, Congratulating the Reagan Raiders of Austin.

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives

**Senate Bills and Resolution
on First Reading**

The following bills and resolution were introduced, read first time and referred to the Committee indicated:

By Senators Herring, Bernal, Mauzy, Brooks, McKool and Harrington:

S. B. No. 85, A bill to be entitled "An Act to protect and preserve rights of employees of street transportation systems which have been and are acquired by cities, towns or municipalities; declaring the public policy of the State; providing rights, duties, obligations, responsibilities and authorities of such cities, towns, or municipalities and such employees and their collective bargaining agents; providing for liberal construction and separability; and declaring an emergency."

To the Committee on Jurisprudence.

By Senator Christie:

S. B. No. 86, A bill to be entitled "An Act repealing Article 38.21, Code of Criminal Procedure; amending Article 38.22, Code of Criminal Procedure; providing rules governing admission in evidence at the trial of a criminal case of the oral statements and admissions of guilt made by the accused; and declaring an emergency."

To the Committee on Jurisprudence.

By Senator Hall:

S. B. No. 87, A bill to be entitled "An Act authorizing the Board of Regents of the Texas Woman's University to sell certain land; providing for the establishment and maintenance of a music scholarship; and declaring an emergency."

To the Committee on State Affairs.

By Senator Connally:

S. B. No. 88, A bill to be entitled "An Act amending Chapter IV, Article 5 of the Texas Banking Code of 1943, same being a part of Chapter 97, Acts of the 48th Legislature, Regular Session, 1943; pertaining to the qualifications of directors of the State Banks, and declaring an emergency."

To the Committee on Banking.

By Senator Herring:

S. B. No. 89, A bill to be entitled "An Act repealing Subsection (g), Section 12B, Chapter 125, Acts of the 45th Legislature, Regular Session, 1937, as amended (Article 6243e, Vernon's Texas Civil Statutes), relating to certain limitations on benefits payable to beneficiaries of deceased members of the Firemen's Relief and Retirement Fund in certain cities; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Connally:

S. B. No. 90, A bill to be entitled "An Act relating to the authority of the Texas Animal Health Commission to prescribe tick dipping materials and regulations for the use thereof; amending Section 8, Chapter 53, Acts of the 41st Legislature, Regular Session, 1929 (Article 1525c, Vernon's Texas Penal Code); and declaring an emergency."

To the Committee on Agriculture and Livestock.

By Senator Wilson:

S. B. No. 91, A bill to be entitled "An Act relating to the certification and waiver certification authority of the Board of Examiners in the Basic Sciences; amending Sections 7 and 16-a, Chapter 95, Acts of the 51st Legislature, Regular Session, 1949, as amended (Article 4590c, Vernon's Texas Civil Statutes); and declaring an emergency."

To the Committee on State Affairs.

By Senator Herring:

S. B. No. 92, A bill to be entitled "An Act amending Article 21.24, Code of Criminal Procedure, providing for the joinder of two or more offenses in the same indictment, information, or complaint; providing for the joinder of two or more defendants in the same indictment, information, or complaint; and declaring an emergency."

To the Committee on Jurisprudence.

By Senator Hazlewood:

S. B. No. 93, A bill to be entitled "An Act transferring control and management of West Texas State University from the Board of Regents, State Senior Colleges, to a new body to be called Board of Regents, West Texas State University, subject to the approval of the Coordinating Board, Texas College and University System; providing for the creation of a Governing Body to be appointed by the Governor and confirmed by the Senate with residential limitations as to board members and their length of term of office; providing for the filling of vacancies occurring on the Governing Board and removal for certain causes; providing for the qualifying of appointees to the board, and its organization; providing for the work and activities to be pursued in said university and subject to actions of the Governing Board; providing all powers, duties, rights, obligations and functions of the Board of Regents, State Senior Colleges as these relate to West Texas State University shall be vested in and/or performed by the new Board of Regents, West Texas State University on the effective date of this Act; providing a repealing clause; and declaring an emergency."

To the Committee on State Affairs.

By Senators Wilson and Hazlewood:

S. B. No. 94, A bill to be entitled "An Act relating to the purchase of certain firearms and accessories by residents of Texas in states contiguous to Texas; and declaring an emergency."

To the Committee on Federal Programs and Relations.

By Senator Moore:

S. B. No. 95, A bill to be entitled "An Act relating to the transfer of certain land from Harris County to Waller County; and declaring an emergency."

To the Committee on State Affairs.

By Senator Moore:

S. B. No. 96, A bill to be entitled "An Act amending Acts 1941, 47th Legislature, Chapter 121, as amended, to extend the Authority of the Board of Directors of the Texas A&M University System to issue Revenue Bonds for the purpose of extending and improving water and sewer facilities at campuses of the Institutions under its control; to

clarify the terms of the Act; providing for severability and declaring an emergency."

To the Committee on State Affairs.

By Senator Watson:

S. B. No. 97, A bill to be entitled "An Act providing for an expression of public opinion on daylight saving time in Texas; and declaring an emergency."

To the Committee on State Affairs.

By Senator Brooks:

S. B. No. 98, A bill to be entitled "An Act relating to qualifications and examinations of applicants for a license to engage in the occupation of hairdresser, cosmetologist, or manicurist; amending Subsection (a), Section 4, Chapter 304, Acts of the 44th Legislature, Regular Session, 1935, as amended (Article 734b, Vernon's Texas Penal Code); and declaring an emergency."

To the Committee on State Affairs.

By Senator Hazlewood:

S. B. No. 99, A bill to be entitled "An Act relating to the creation, establishment, maintenance and operation of a hospital district in accordance with the provisions of Section 9 of Article IX of the Constitution of the State of Texas, to be known as the Donley County Hospital District, coextensive with the boundaries of Donley County, Texas; defining its purposes; providing for its administration, operation, financing, taxing power and liabilities; providing said district with the authority to acquire existing publicly-owned hospital facilities and providing the requirements and the authority on the part of the county, city or town owning and operating hospital facilities to transfer to said district and for the district to assume the debts for said hospital facilities; prescribing procedures; providing tax exemptions; providing for severability; reciting proof of publication of constitutional notice; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senators Aikin, Snelson, Christie, Hightower, Grover, Brooks, Bernal, Watson, McKool, Harrington, Creighton, Cole, Jordan, Mauzy, Schwartz, Wilson, Bridges, Patman, Hall and Word:

S. B. No. 100, A bill to be entitled "An Act amending Article IV of Sen-

ate Bill No. 116, Chapter 334, Acts of the Regular Session, 51st Legislature (the Foundation School Program Act), as last amended by Chapter 721, Acts of the Regular Session of the 60th Legislature, to provide a new teacher and administrator salary schedule with increments for the school year 1969-70, and for the school year 1970-71, and establishing a public school compensation plan or schedule for the school years 1971-72 and thereafter; providing not to exceed 190 teacher service days per year; providing a position description for pay grades included in the compensation schedule; providing for an increase in salary base effective in 1974-75 and providing for another such increase in 1978-79; granting authority to the Central Education Agency to develop policies for administration of salary schedules and position descriptions; amending Section 1 of Article V of the Foundation School Program Act, as last amended by Chapter 1, Acts of the 57th Legislature, 2nd Called Session, to provide an increased operating cost allotment, providing that an operating cost allotment shall also be allotted for vocational teachers; amending sub-section (2) of Section 2 of Article V of the Foundation School Program Act as last amended by Chapter 1, Acts of the 57th Legislature, 2nd Called Session, to increase the total base costs for each bus; amending Article VI of the Foundation School Program Act, as last amended by Chapter 721, Acts of the Regular Session of the 60th Legislature, to provide a new method of calculating the Local Fund Assignment for each local school district and prescribing a formula limiting the amount by which the Local Fund Assignment shall increase for any one district from one year to the next; providing for re-evaluation of value of taxable property for purposes of this Act; providing for distribution and administration of funds; repealing inconsistent laws; declaring the Act to be severable; and declaring an emergency."

To the Committee on Education.

By Senators Aikin, Snelson, Christie, Hightower, Grover, Hall, Brooks, Bernal, Watson, McKool, Harrington, Creighton, Cole, Jordan, Patman, Mauzy, Herring, Strong, Schwartz, Bridges, Hazlewood and Kennard:

S. B. No. 101, A bill to be entitled

"An Act amending Chapter 470, Acts of the Regular Session of the 45th Legislature (establishing and regulating the Teacher Retirement System of Texas) as heretofore amended; repealing Chapter 417, Acts of the Regular Session, 53rd Legislature; repealing Chapters 28 and 458, Acts of the Regular Session, 56th Legislature; repealing Chapters 22 and 318, Acts of the Regular Session, 57th Legislature; repealing Chapters 29, 190 and 483, Acts of the Regular Session, 58th Legislature; repealing Chapters 14, 485 and 759, Acts of the Regular Session, 60th Legislature; and declaring an emergency."

To the Committee on Education.

By Senators Christie and Grover:

S. J. R. No. 9, Proposing an amendment to Article I, Section 11, of the Constitution of the State of Texas, providing for the denial of bail by a magistrate to any person accused of a felony and found by the court to be free on bail for a felony when charged with a second felony, or to be likely to be sentenced to over fifteen years imprisonment upon conviction, or to be inherently dangerous to himself or others if left at large, or to be likely to fail to appear for his trial; providing a limit to that person's incarceration without trial; granting the right of appeal; providing for the necessary election and the form of the ballot; and providing for the necessary proclamation and publication.

To the Committee on Constitutional Amendments.

Report of Standing Committee

Senator Strong by unanimous consent submitted the following report:

Austin, Texas,
February 3, 1969

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Privileges and Elections, to which was referred S. B. No. 67, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

STRONG, Chairman

Senate Resolution 82

Senator Christie offered the following resolution:

Whereas, Seaman Ramon Rosales, recently freed crewman of the U. S. Intelligence Ship Pueblo, has returned to his native city of El Paso; and

Whereas, He was one of the 82 members of the Pueblo crew captured by the North Koreans in January 1968 and released in December 1968; and

Whereas, This brave seaman withstood hardships and endured suffering in the tradition of bravery that all Americans can be proud of; and

Whereas, The Senate of the State of Texas wishes to extend appreciation for the personal sacrifices Ramon Rosales made for all the citizens in our country; now, therefore, be it

Resolved, That the Senate of the 61st Legislature express gratitude and extend good wishes to Seaman Ramon Rosales and his family for his loyalty to his country; and, be it further

Resolved by the Senate of the State of Texas That copies of this Resolution be prepared, under the seal of the Senate, and presented to him as a token of our high esteem.

The resolution was read and was adopted.

Resolutions Signed

The President signed in the presence of the Senate after the caption had been read, the following enrolled resolutions:

H. C. R. No. 3, Congratulating Colonel Frank Borman, Captain James Lovell, and Major William Anders and inviting them to address the Legislature in Joint Session.

H. C. R. No. 9, Congratulating the Texas Highway Department on its efforts to develop tourism in Texas.

Senate Resolution 77

By unanimous consent, Senator Blanchard offered the following resolution:

Whereas, We have visiting Austin and the Capitol today John Hedrick and Gary Dugger of Brownfield, Texas, two outstanding young men who are deeply interested in the legislative processes; and

Whereas, These young men are exhibiting great enthusiasm for civic responsibility and the functions of government in connection therewith; now, therefore, be it

Resolved by the Senate of Texas that John Hedrick and Gary Dugger be appointed Honorary Sergeants-at-Arms for the day in the Senate, with all the privileges and functions of duly appointed Sergeants-at-Arms, and that they be extended a warm welcome; and be it further

Resolved, That a copy of this Resolution be forwarded to them, under the Seal of the Senate.

The resolution was read and was adopted.

Senator Blanchard, by unanimous consent, presented the guests to the members of the Senate.

Senate Bill 67 Ordered Not Printed

On motion of Senator Strong, and by unanimous consent, S. B. No. 67 was ordered not printed.

Senate Bill 67 on Second Reading

Senator Strong moved that Senate Rules 13 and 110 be suspended and that S. B. No. 67 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—30

Aikin	Herring
Bernal	Hightower
Berry	Jordan
Blanchard	Kennard
Bridges	Mauzy
Brooks	McKool
Christie	Moore
Cole	Patman
Connally	Ratliff
Creighton	Schwartz
Grover	Snelson
Hall	Strong
Harrington	Watson
Harris	Wilson
Hazlewood	Word

Absent—Excused

Bates

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 67, A bill to be entitled "An Act relating to the apportionment and number of trustees of certain junior college districts; amending Section 3, and repealing Subsection (2), Section 2, of Chapter 3, Acts of the 59th Legislature, Regular Session, 1965 (Article 2815n-1,

Vernon's Texas Civil Statutes); and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 67 on Third Reading

Senator Strong moved that Senate Rule 30 and the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 67 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—30

Aikin	Herring
Bernal	Hightower
Berry	Jordan
Blanchard	Kennard
Bridges	Mauzy
Brooks	McKool
Christie	Moore
Cole	Patman
Connally	Ratliff
Creighton	Schwartz
Grover	Snelson
Hall	Strong
Harrington	Watson
Harris	Wilson
Hazlewood	Word

Absent—Excused

Bates

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—30

Aikin	Herring
Bernal	Hightower
Berry	Jordan
Blanchard	Kennard
Bridges	Mauzy
Brooks	McKool
Christie	Moore
Cole	Patman
Connally	Ratliff
Creighton	Schwartz
Grover	Snelson
Hall	Strong
Harrington	Watson
Harris	Wilson
Hazlewood	Word

Absent—Excused

Bates

Memorial Resolutions

S. R. No. 79—By Senator Watson: Memorial resolution for Mrs. Pauline Lewis Stiles.

S. R. No. 81—By Senator Watson: Memorial resolution for Davis S. Hill.

S. R. No. 84—By Senator Christie: Memorial resolution for C. B. Ray.

Welcome and Congratulatory Resolutions

S. R. No. 78—By Senator Cole: Extending congratulations to Joe and Freida Mendelovitz for their outstanding contribution to humanitarianism.

S. R. No. 80—By Senator Watson: Extending appreciation to Jesse V. Gunterman for his devotion to duty and the leadership he has provided the Waco Police Department.

S. R. No. 83—By Senator Christie: Extending congratulations to John Phelan on his selection as Sportsman of the Year.

Adjournment

On motion of Senator Aikin the Senate at 11:25 o'clock a.m. adjourned until 11:00 o'clock a.m. tomorrow.

TWELFTH DAY

(Tuesday, February 4, 1969)

The Senate met at 11:00 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Hightower
Bernal	Jordan
Berry	Mauzy
Blanchard	McKool
Bridges	Moore
Brooks	Patman
Christie	Ratliff
Cole	Schwartz
Connally	Snelson
Creighton	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Herring	